

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

HECTOR R. VILA,
Sramineus Homo, US Vessel

Libellant,

v.

KERRY K. KILLINGER
WASHINGTON MUTUAL, US Vessel DOES,
ROES, and MOES 1-100, et al.,
US Vessel sand

Libellees,

No. C-08-0438 MMC

**ORDER STRIKING NOTICE OF
ACCEPTANCE OF OATH OF OFFICE;
STRIKING MEMORANDUM; STRIKING
AFFIDAVIT OF POVERTY**

HECTOR: R. VILA
Lien Holder of the Vessel, the Real Party
In Interest, Lawful Man
Injured Third Party Intervenor/ Petitioner/
Libellant,

v.

KERRY K. KILLINGER
WASHINGTON MUTUAL, U.S. Vessel,
DOES, ROES, and MOES 1-100, et al.,
US VESSELS
INDIVIDUALLY AND SEVERALLY
Third Party Defendants/Libellees

The Court is in receipt of three documents, each filed by “libellant” Hector R. Vila on
February 27, 2008, and titled, respectively, “Notice of Acceptance of Oath of Office and


1 Bond," "Memorandum," and "Affidavit of Poverty."¹

2 By order filed January 24, 2008, the Court dismissed the above-titled petition and,
3 the same day, the Clerk entered judgment thereon. As a consequence, the instant action
4 is no longer pending before this Court.

5 Accordingly, each of the three above-referred filings is hereby STRICKEN for the
6 reason the instant case is closed and for the further reason that none of the subject filings
7 includes any request for relief cognizable in a closed case.

8 **IT IS SO ORDERED.**

9
10 Dated: February 29, 2008


MAXINE M. CHESNEY
United States District Judge

11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

¹Additionally, libellant filed, on February 27, 2008, a proof of service indicating he served two of said filings, as well as an additional document, on "Washington Mutual, Kerry K. Killinger, et. Al."